

## Message Text

SECRET

PAGE 01 BONN 07473 01 OF 02 292029Z  
ACTION SS-25

INFO OCT-01 ISO-00 SSO-00 /026 W  
-----292109Z 062383 /66  
O R 291956Z APR 77 ZFF 4  
FM AMEMBASSY BONN  
TO SECSTATE WASHDC NIACT IMMEDIATE 7863  
INFO USMISSION USBERLIN  
AMEMBASSY BERLIN  
AMEMBASSY LONDON  
AMEMBASSY MOSCOW  
AMEMBASSY PARIS

S E C R E T SECTION 01 OF 02 BONN 07473

EXDIS

DEPARTMENT PLEASE NOTIFY EUR/CE (KORNBLUM) ON ARRIVAL

E.O. 11652: XGDS--3  
TAGS: PFOR PGOV WB UR GE GW US UK FR  
SUBJECT: ALLIED REPLY TO SOVIET DEMARCHE ON ALLIED  
PATROLS

REFS: (A) BONN 7385; (B) STATE 95500; (C) BONN 7280;  
(D) BONN 7126; (E) BONN 7091 (ALL NOTAL)

BEGIN SUMMARY. THE BRITISH HAVE CONCURRED IN THE  
LATEST AMENDMENTS TO THE DRAFT ALLIED REPLY TO THE  
SOVIET NOTE ON ALLIED PATROLS IN BERLIN, AND THERE IS  
THUS FULL AGREEMENT ON THE TEXT FROM ALL FOUR CAPITALS.  
REQUEST URGENT GUIDANCE FROM THE DEPARTMENT (IF  
POSSIBLE BEFORE BONN GROUP MEETING SCHEDULED FOR  
SATURDAY MORNING, APRIL 30) ON TIMING OF DELIVERY OF  
THE REPLY. END SUMMARY.

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1. THE UK BONN GROUP REP (EYERS) HAS JUST RECEIVED  
APPROVAL FROM LONDON OF THE AD REF DRAFT REPLY TO THE  
DEMARCHE ON ALLIED PATROLS. THERE IS THUS FULL  
AGREEMENT ON THE TEXT IN REF (E), AS AMENDED IN REFS  
(C) AND (D). FOR CONVENIENCE, WE ARE REPEATING THE  
FULL AGREED TEXT IN PARA 7 BELOW.

2. EYERS HAD TRANSMITTED TO LONDON THE FACT THAT THE REPLY WILL BE DELIVERED IN PARIS BY FOREIGN MINISTER DE GUIRINGAUD AND THE REQUEST, WHICH THE FRENCH BONN GROUP REP (BOISSIEU) CONVEYED ON INSTRUCTIONS, THAT LONDON ALSO DELIVER THE REPLY AT MINISTERIAL LEVEL. THE INSTRUCTIONS RECEIVED BY EYERS THIS EVENING STATE, HOWEVER, THAT LONDON DOES NOT WISH TO APPEAR TO BE THE ONE ESCALATING THE LEVEL OF THE EXCHANGE. THE REPLY WILL THUS BE DELIVERED IN LONDON AT THE SAME LEVEL AS THE SOVIET DEMARCHE -- I.E., BY DEPUTY UNDER SECRETARY HIBBERT TO THE SOVIET MINISTER.

3. HIBBERT ALSO INTENDS TO MAKE THE POINT ORALLY THAT THE SIMILARITY BETWEEN THE DUTIES PERFORMED BY THE SOVIET FORCES IN WEST BERLIN AND THOSE PERFORMED BY BRITISH FORCES IN EAST BERLIN SHOULD NOT BE OVERLOOKED.

4. WITH REGARD TO TIMING, DE GUIRINGAUD HAD BEEN PREPARED TO GIVE THE REPLY TO THE SOVIET AMBASSADOR TODAY (APRIL 29) IF AGREEMENT HAD BEEN REACHED IN TIME. BOISSIEU THUS ASSUMES THAT PARIS WOULD BE READY TO ACT AT THE BEGINNING OF THE WEEK. EYERS HAD NO INSTRUCTIONS ON THE POINT BUT UNDERSTOOD THAT LONDON WOULD ALSO BE PREPARED TO MOVE QUICKLY, PARTICULARLY SINCE IT IS TO BE DONE AT THE HIBBERT LEVEL.

5. ALL BONN GROUP REPS WERE OF THE OPINION  
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THAT THE REPLY SHOULD BE DELIVERED AS SOON AS POSSIBLE. THE DANGER OF A LEAK INCREASES AS THE NUMBER OF PEOPLE INFORMED ABOUT THE SOVIET DEMARCHES GROWS. FRG REP (HENZE) STATED THAT THE FOREIGN OFFICE HAD BEEN ASKED BY THE FEDERAL MINISTRY OF DEFENSE ABOUT "RUMORS" THAT THE PATROLS MIGHT BE TEMPORARILY HALTED. SHOULD THERE BE A PRESS LEAK, IT WOULD SEEM FAR PREFERABLE FOR THE ALLIES TO BE IN A POSITION TO SAY THAT THE SOVIET DEMAND HAD BEEN REJECTED, AND NOT JUST THAT IT WAS UNDER CONSIDERATION.

6. IN AN EFFORT TO FACILITATE COORDINATION ON A GENERAL TIMEFRAME, THE BONN GROUP AGREED TO RECOMMEND THAT THE REPLIES IN ALL THREE CAPITALS BE MADE AS SOON AS POSSIBLE. IF IT SHOULD APPEAR THAT ANY ONE OF THE THREE MIGHT NOT BE PREPARED TO ACT DURING THE FIRST HALF OF NEXT WEEK, IT WOULD BE DESIRABLE TO SHARE THAT INFORMATION IN THE BONN GROUP SO THAT THE MATTER COULD BE CONSIDERED FURTHER BY ALL THREE.

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ACTION SS-25

INFO OCT-01 ISO-00 SSO-00 /026 W  
-----292111Z 062441 /66

O R 291956Z APR 77 ZFF 4  
FM AMEMBASSY BONN  
TO SECSTATE WASHDC NIACT IMMEDIATE 7864  
INFO USMISSION USBERLIN  
AMEMBASSY BERLIN  
AMEMBASSY LONDON  
AMEMBASSY MOSCOW  
AMEMBASSY PARIS

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EXDIS

7. FOLLOWING IS THE CORRECTED TEXT OF THE AGREED  
REPLY:

BEGIN TEXT

THE GOVERNMENT OF THE UNITED STATES HAS STUDIED  
THE SOVIET STATEMENT OF 15 APRIL 1977 CONCERNING THE  
MATTER OF ENTRY INTO THE EASTERN SECTOR OF BERLIN BY  
ALLIED MILITARY VEHICLES.

THE SOVIET STATEMENT REFERS TO US MILITARY POLICE  
VEHICLES PERFORMING POLICE PATROLS IN THE EASTERN  
SECTOR OF BERLIN. WHAT IS IN FACT AT ISSUE IS THAT  
FREE MOVEMENT OF US MILITARY PERSONNEL ON DUTY IN THE  
AREA OF BERLIN, AS DEFINED IN THE QUADRIpartite WARTIME  
AND POSTWAR AGREEMENTS, WHICH HAS BEEN THE PRACTICE  
SINCE 1945.

IN THE QUADRIpartite AGREEMENT OF 3 SEPTEMBER 1971,  
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THE FOUR POWERS UNDERTOOK MUTUALLY TO RESPECT THEIR INDIVIDUAL AND JOINT RIGHTS AND RESPONSIBILITIES AND CONFIRMED THAT THESE REMAINED UNCHANGED. THE FREEDOM OF MOVEMENT OF MILITARY PERSONNEL OF THE FOUR POWERS ON OR OFF DUTY THROUGHOUT BERLIN IS IN EXERCISE OF THOSE RIGHTS AND RESPONSIBILITIES AND IS AN ELEMENT OF THE EXISTING SITUATION WHICH, UNDER THE TERMS OF THE QUADRIPARTITE AGREEMENT, CANNOT BE UNILATERALLY CHANGED.

THE QUADRIPARTITE DECLARATION OF 9 NOVEMBER 1972 ALSO EXPLICITLY STATED THAT THE "RIGHTS AND RESPONSIBILITIES OF THE FOUR POWERS AND THE CORRESPONDING RELATED QUADRIPARTITE AGREEMENTS, DECISIONS AND PRACTICES" WOULD NOT BE AFFECTED. AS INDICATED ABOVE, THE MOVEMENT OF MILITARY PERSONNEL OF THE FOUR POWERS THROUGHOUT BERLIN IS ONE OF THOSE PRACTICES.

FURTHERMORE, THE GOVERNMENT OF THE UNITED STATES BELIEVES EFFORTS TOWARD SECURING PEACE IN BERLIN AND THROUGHOUT EUROPE WOULD BE DAMAGED IF ANY ONE OF THE FOUR POWERS WERE NOT TO RESPECT FULLY THE UNDERTAKINGS CONFIRMED BY THEM IN THE QUADRIPARTITE AGREEMENT AND THE QUADRIPARTITE DECLARATION. THIS AGREEMENT AND DECLARATION CONSTITUTE FUNDAMENTAL ELEMENTS OF DETENTE. ANY QUESTIONING OF THE LONG-STANDING QUADRIPARTITE AGREEMENTS, DECISIONS AND PRACTICES IN BERLIN, INCLUDING TOURS BY MILITARY VEHICLES OF THE THREE POWERS IN THE EASTERN SECTOR OF BERLIN, WOULD THEREFORE HAVE DISTURBING EFFECTS ON THE OVER-ALL SITUATION WHICH WOULD BE IN THE INTEREST OF NEITHER SIDE. THE GOVERNMENT OF THE UNITED STATES MUST BE CONCERNED ABOUT THE REASONS WHICH HAVE LED THE SOVIET SIDE TO RISK THE STABILITY ACHIEVED BY THE QUADRIPARTITE AGREEMENT DURING THE PAST FIVE YEARS BY RAISING THIS  
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CRITICAL POINT.

THE GOVERNMENT OF THE UNITED STATES NOTES THE WISH OF THE SOVIET UNION TO CONTINUE CONTACTS ON BERLIN MATTERS ON A BUSINESS-LIKE BASIS, AND TO AVOID MISUNDERSTANDINGS AND DEBATES OVER QUESTIONS PERTAINING TO THE RIGHTS AND RESPONSIBILITIES OF THE FOUR POWERS IN BERLIN. THE GOVERNMENT OF THE UNITED STATES SHARES THAT WISH, AS WELL AS THE WISH EXPRESSED BY THE

SOVIET SIDE THAT THE SOVIET DEMARCHE SHOULD NOT BE MADE  
A MATTER OF PUBLIC DISCUSSION. BUT THE GOVERNMENT OF  
THE UNITED STATES REMAINS DETERMINED TO ENSURE THAT THE  
RIGHTS AND RESPONSIBILITIES OF ALL THE FOUR POWERS IN  
BERLIN ARE RESPECTED. IN PARTICULAR THE GOVERNMENT OF  
THE UNITED STATES IS DETERMINED TO MAINTAIN QUADRI-  
PARTITE RIGHTS OF FREE MOVEMENT THROUGHOUT BERLIN AND  
IS THEREFORE UNABLE TO ACCEPT THE CONTENT OF THE  
SOVIET NOTE OF 15 APRIL.

END TEXT

8. ACTION REQUESTED: EMBASSY WOULD APPRECIATE  
URGENT GUIDANCE ON TIMING OF DELIVERY OF THE REPLY.  
AS THE UK AND FRENCH REPS WOULD LIKE TO HAVE INFORMATION  
ON THE DEPARTMENT'S VIEWS REACH CAPITALS BY OPENING  
OF BUSINESS MONDAY, MAY 2, IT WOULD BE HELPFUL IF  
WE COULD RECEIVE GUIDANCE FOR USE IN THE APRIL 30  
BONN GROUP MEETING. STOESSEL

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## Message Attributes

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**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** DEMARCHE, BERLIN ACCESS, DIPLOMATIC PROTESTS, BORDER CONTROLS, MILITARY VEHICLES, BERLIN QUADRIpartite MATTERS, STATUS OF BERLIN  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 29-Apr-1977 12:00:00 am  
**Decaption Date:** 22 May 2009  
**Decaption Note:** 25 YEAR REVIEW  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
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**Expiration:**  
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**Original Previous Classification:** n/a  
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**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
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**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 2814394  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** ALLIED REPLY TO SOVIET DEMARCHE ON ALLIED PATROLS  
**TAGS:** PFOR, PGOV, WB, UR, GC, GE, US, UK, FR  
**To:** STATE  
**Type:** TE  
**vdkgvkey:** odb://SAS/SAS.dbo.SAS\_Docs/2c3fb2a5-c288-dd11-92da-001cc4696bcc  
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